IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

WEDNESDAY, THE 21ST MARCH 2007 / 30TH PHALGUNA 1928

OP. No. 6810 of 2001(I)

PETITIONERS:

1. **P. ACHAN MATHEW, EXCISE GUARD, EXCISE RANGE OFFICE, PERINTALMANNA.**
2. **T. RAJENDRAN, EXCISE GUARD, EXCISE RANGE OFFICE, PERINTALMANNA.**
3. **GOPALAKRISHNAN NAIR. P, EXCISE GUARD, EXCISE RANGE OFFICE, CHERTHALA, ALAPPUZHA.**

BY ADV. SRI. P. RAVINDRAN
SRI. ANIL SIVARAMAN

RESPONDENTS:

1. **THE EXCISE COMMISSIONER, EXCISE COMMISSIONERATE, THIRUVANANTHAPURAM.**
2. **GOVERNMENT OF KERALA REP. BY ITS CHIEF SECRETARY, SECRETARIAT, THIRUVANANTHAPURAM.**

BY GOVERNMENT PLEADER SRI. MANOJ.

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 21/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

OP. No. 6810 of 2001(I)

Order on C.M.P. No. 11210/2001 in O.P. No. 6810/2001

Dismissed.

21.03.2007 **sd/- KURIAN JOSEPH, JUDGE.**

A P P E N D I X

PETITIONER'S EXHIBITS:

EXT. P1	**:**	**COPY OF THE AMENDMENT TO SPL. RULES PUBLISHED IN KERALA GAZETTE DT. 5.5.92.**
EXT. P2	**:**	**COPY OF THE REPRESENTATION SUBMITTED BY THE 1ST PETITIONER DT. 18.2.2001.**
EXT. P2(a)	**:**	**COPY OF THE REPRESENTATION SUBMITTED BY THE 2ND PETITIONER DATED 18.2.2001.**
EXT. P2(b)	**:**	**COPY OF THE REPRESENTATION SUBMITTED BY THE 3RD PETITIONER DATED 18.2.2001.**

// TRUE COPY //

P.A. TO JUDGE.

smp

KURIAN JOSEPH, J.

O.P. NO. 6810 OF 2001

Dated this the 21st day of March, 2007.

J U D G M E N T

The issue raised in this original petition regarding promotion in the Excise Department to the post of Excise Preventive Officers is covered against the petitioners by the Full Bench decision of this Court reported in ***Sugathan vs. Shahul Hameed*** **(2006(4) KLT 54)**. In the light of the above decision, this original petition is dismissed.

KURIAN JOSEPH, JUDGE.

smp